IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 17TH JULY 2007 / 26TH ASHADHA 1929

WP(C).No. 10808 of 2007(J)

PETITIONER:

P.C.THOMAS, S/O.CHACKO,
PARAYIL HOUSE, P.O.ATHIYODI,
KOORACHUNDU, KOZHIKODE DISTRICT.

BY ADV. SRI.SAJU J.VALLYARA

RESPONDENTS:

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1. THE REGIONAL TRANSPORT AUTHORITY,
VADAKARA, KOZHIKODE DISTRICT, REPRESENTED BY ITS SECRETARY.

2. THE STATE TRANSPORT APPELLATE TRIBUNAL,
ERNAKULAM.

BY GOVERNMENT PLEADER SRI. BENJAMIN PAUL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 17/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1: PHOTOCOPY OF THE DECISION OF THE R.T.A. PALAKKAD DATED 25.5.2006 VIDE ITEM NO.S.52 (SL.NO.7)

EXT.P2: TRUE COPY OF THE PROCEEDINGS OF THE 1ST RESPONDENT DATED 15.7.2006 VIDE ITEM NO.56.

EXT.P3: TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT IN MVARP NO.366/06 DATED 27.10.2006.

TRUE COPY

PA TO JUDGE.

S. SIRI JAGAN, J.

W.P.(C)NO.10808 OF 2007

DATED THIS THE 17th DAY OF JULY, 2007

JUDGMENT

The petitioner applied for concurrence for renewal of a regular stage carriage permit on the route Koorachundu – Palakkad as Limited Stop Ordinary Service which was rejected on the ground that being only an Ordinary Service, permit cannot be issued, since the route length exceeds 140Kms. It is not disputed before me that if the route length exceeds 140 Kms, no permit can be issued as Limited Stop Ordinary Service. The petitioner now confines his submission for consideration of his application for a higher class of service. The petitioner submits that this Court has in similar cases directed such consideration. After hearing the learned Government pleader also, I dispose of this writ petition with the following directions.

The petitioner shall submit a modified proposal for permit within a period of two weeks from the date of receipt of a copy of this judgment. If the same is received, the 1st respondent shall consider the same in accordance with law and pass appropriate orders expeditiously.

S. SIRI JAGAN, JUDGE

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